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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/057,420

Applicant(s)

LING, MARVIN T.

Examiner

Clement B. Graham

Art Unit

3691

Period for Reply -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 12/7/09.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-17 and 19-44 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-17 and 19-44 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/CDC)
- 4) ☐ Interview Summary (PTO-413)
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____
- Paper No(s)/Mail Date _____

DETAILED ACTION

1. Claims 1-17, 19-44 remained pending in this Application.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 1-17 19-44, are rejected under 35 U.S.C. 103(a) as being unpatentable over Sehr U.S. Patent 6,999,936 in view of Mikurak U.S. Patent 7,124,101.

As per claim 1, Sehr discloses a method for conducting electronic commerce transactions between a user and a plurality of vendors offering tangible goods, content, or services for rental or sale at a plurality of vendor web sites, the method comprising:
issuing a plurality of electronic tokens from a micro payment service provider server of a micro payment service provider to a user device suitable for use in micro payment transactions(see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56) providing a plurality of micro payment user account at the micro payment service provider server to the user, each micro payment user account in the plurality of micro payment accounts storing a subset of the electronic tokens purchased with a different currency (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19) providing a micro payment vendor account to each one of the plurality of vendors for set payments for electronic tokens used by the user; accepting, from a vendor server a request at the micro payment service provider server for a micro payment transaction between the user device and the vendor for specific tangible goods, content, or services, authorizing the micro payment transaction responsive to the request completing the purchase, responsive to the authorization(see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67

and column 16 lines 1-22 and column 22 lines 1-19) completing the purchase responsive to the authorizing of the tangible goods, content, or services from one or more of the plurality of vendors servers and for each electronic transaction between the user device and a vendor server(see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

Sehr fail to explicitly teach recording a royalty transaction in a corresponding micro payment vendor account at the micro payment service provider server.

However Mikurak discloses metering is a flexible basis for ensuring payment for content royalties, licensing, purchasing, and/or advertising. A feature of the present invention provides for payment means supporting flexible electronic currency and credit mechanisms, including the ability to securely maintain audit trails reflecting information related to use of such currency or credit. WAF supports multiple differing hierarchies of client organization control information wherein an organization client administrator distributes control information specifying the usage rights of departments, users, and/or projects. Likewise, a department (division) network manager can function as a distributor (budgets, access rights, etc.) for department networks, projects, and/or users, etc. (see column 197 lines 17-44).

Therefore it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the teachings of Sehr to include recording a royalty transaction in a corresponding micro payment vendor account at the micro payment service provider server taught by Mikurak in order to document and apply the appropriate royalties to its precipitant.

As per claim 2, Sehr discloses wherein a subset of the vendors offer content that is hosted at the vendor web sites, the method further comprising:
providing content to the user device in exchange for electronic tokens andfor each electronic transaction, recording a royalty transaction for the content in a corresponding micro payment vendor account at the micro payment service provider server (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 3, Sehr discloses further comprising maintaining a user database in the micro payment service provider server, the user database including micro payment user account

information (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 4, Sehr discloses further comprising maintaining a vendor database in the micro payment service provider server, the vendor database including Micro payment vendor account information (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 5, Sehr discloses further comprising maintaining a transaction database in the micro payment service provider server comprising records of electronic transactions involving use of the electronic tokens at the plurality of vendor web servers (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 6, Sehr discloses wherein the electronic tokens are issued directly to the user device by the micro payment service provider server or through the plurality of vendor web sites (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 7, Sehr discloses wherein the electronic tokens issued directly to the user device by the micro payment service provider server or through the plurality of vendor web sites comprise a plurality of incentive tokens, each incentive token in the plurality of incentive tokens designed to provide incentives to users at the sole discretion of the issuing party (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 8, Sehr discloses wherein the micro payment service provider server provides each user a plurality of micro payment user accounts, and the plurality of micro payment user accounts are opened by the user through one or more of: a web site hosted at the micro payment service provider server; a link on the plurality of vendor web sites to the web site hosted at the micro payment service provider server; and a customer service representative of the micro payment service provider (see column 11 lines 55-67 and column 12 lines 1-53 and column 13

lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 9, Sehr discloses wherein each micro payment user account in the plurality of micro payment user accounts stores a subset of the electronic tokens purchased with a different currency (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 10, Sehr discloses wherein the micro payment service provider server provides a micro payment user interface to the user when the micro payment user account is opened by the user, the micro payment user interface allowing the user device to check the status of the micro payment user account (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 11, Sehr discloses wherein the micro payment service provider server provides a micro payment vendor application program interface to the plurality of vendors servers when the micro payment vendor accounts are opened by the plurality of vendors servers, the micro payment vendor application program interface allowing the plurality of vendors vendors offer electronic tokens as a payment method to the user device (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 12, Sehr discloses further comprising rewarding one of the plurality of vendors for attracting a user to use electronic tokens for an electronic transaction (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 13, Sehr discloses wherein the micro payment service provider server facilitates user's purchase of content from the plurality of vendors without requiring multiple log-in and check-out procedures at each and every vendor web site server (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 14, Sehr discloses wherein the micro payment service provider server enables a user to automatically dispute an unauthorized charge in the micro payment user account (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 15, Sehr discloses wherein the user may add funds to the micro payment user account prior to or after purchasing tangible goods, content, or services from the vendor (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 16, Sehr discloses wherein settlement payments for electronic tokens comprises settSehr payments through the plurality of vendors servers according to a pre-determined amount threshold or time threshold (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 17, Sehr discloses a system for conducting electronic commerce transactions between a user and a plurality of vendors offering tangible goods, content, or services for rental or sale at a plurality of vendor web sites, without the user having to disclose personal information to one or more of the plurality of vendors, the system comprising:

a micro payment service provider server, comprising:

a routine for issuing a plurality of electronic tokens from the micro payment service provider server, a user database routine for updating records relating to the electronic tokens issued to a user device a vendor database routine for updating records relating to purchases made by the user using electronic tokens at the plurality of vendor web sites, a transaction routine for accepting a request requests from a vendor server for a transaction, the request identifying a specific user and specific tangible goods, content, or services, a verification routine for authorizing the transaction (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

a transaction database routine for updating records of electronic transactions involving use of the electronic tokens at the plurality of vendor web site a micro payment account user interface accessible on a user device or through the micro payment service provider server, and a micro payment vendor application program interface accessible on a vendor server (see column 11

lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 19, Sehr discloses wherein the micro payment service provider server further comprises a routine for recording a royalty transaction for each electronic transaction conducted at the plurality of vendor web sites using the electronic tokens (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 20, Sehr discloses wherein the micro payment service provider server further comprises a routine to compute the royalty to compensate the author, publisher or other owner of intellectual property of each content sold through the electronic transaction (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 21, Sehr discloses wherein the micro payment service provider server further comprises a routine allowing the user to purchase content at the plurality of vendor web sites without requiring multiple log-in and check-out procedures at each and every vendor web site (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 22, Sehr discloses wherein the micro payment service provider server further comprises a routine allowing the user to instantly view a summary of the user's purchases at the plurality of vendor web sites (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 23, Sehr discloses wherein the micro payment service provider server further comprises a routine allowing the user to set a threshold for purchasing tangible goods, content, or services, the threshold comprising either a total amount per electronic transaction or a total spending amount within a predetermined time period (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 24, Sehr discloses wherein the micro payment service provider server further comprises a routine allowing the user to set a spending threshold at a plurality of vendor web sites

(see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 25, Sehr discloses wherein the micro payment service provider server further comprises a routine to access content from a user's summary of purchased content without requiring a user to re-visit the content provider's web site (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 26, Sehr discloses wherein the micro payment service provider server further comprises a security routine that sets a pre-determined time period after the user logs in at the micro payment service provider server for allowing the user to purchase content at the plurality of vendor web sites (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 27, Sehr discloses wherein the micro payment service provider server further comprises a security routine to prevent unauthorized downloading of content from the plurality of vendor web sites including encryption of a user login identification with a time variant encryption key (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 28, Sehr discloses wherein the micro payment service provider server further comprises a security routine to prevent unauthorized downloading of content from the plurality of vendor web sites including validation of a plurality of URL addresses corresponding to the plurality of vendor web sites, transaction data and user login identification by the micro payment service provider server (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 29, Sehr discloses wherein the micro payment service provider server further comprises a routine providing security means to prevent unauthorized change of transaction data by creating a transaction ID for the transaction data and limiting transmission of the transaction data between the micro payment service provider server and the plurality of vendor web servers.

(see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 30, Sehr discloses wherein the micro payment service provider server further comprises a routine for settlement of account with the plurality of vendors, according to pre-determined amount thresholds or pre-determined time periods (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 31, Sehr discloses wherein the micro payment service provider server further comprises a routine for transferring tokens from one user's account to another user's account (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 32, Sehr discloses wherein the electronic tokens are issued directly to the user by the micro payment service provider or through the plurality of vendor web sites (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 33, Sehr discloses wherein the micro payment service provider server further comprises a routine for establishing multiple users within one user account, each of the multiple users having the same account privileges (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 34, Sehr discloses wherein the micro payment account user interface comprises routines for allowing the user to check the status of a plurality of micro payment user accounts opened with the micro payment service provider (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 35, Sehr discloses wherein the micro payment account user interface comprises one or more of: a web interface hosted at the micro payment service provider server; a client interface downloaded by the user from the micro payment service provider server; an interactive voice response system; and an offline interface with a customer service representative of the micro payment service provider (see column 11 lines 55-67 and column 12 lines 1-53 and

column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 36, Sehr discloses wherein the web interface and the client interface comprise screens for:

adding funds to the plurality of micro payment user accounts to pay for electronic tokens using multiple currencies, selecting a plurality of payment methods to add funds to the plurality of micro payment user accounts; selecting spending limits for the plurality of micro payment user accounts (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22) viewing a history of transactions recorded on the plurality of micro payment user accounts, disputing transactions recorded on the plurality of micro payment user accounts; and accessing the plurality of vendor web sites (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 35, Sehr discloses wherein the plurality of payment methods comprise a plurality of online payment methods and a plurality of offline payment methods (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 37, Sehr discloses wherein the plurality of online payment methods comprise one or more of: credit card payment; electronic check payment; electronic currency payment; and automatic debit on a plurality of bank accounts maintained by the user (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 38, Sehr discloses wherein the plurality of offline payment methods comprise one or more of: check payment; money order payment; purchase order payment; payment by phone; payment through an Internet service provider providing Internet services to the user; payment through a utility company providing utility services to the user; and payment through bills mailed to the user by the micro payment service provider(see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 39, Sehr discloses wherein the micro payment account user interface further comprises an interface for allowing the plurality of vendors to manage a plurality of micro payment vendor accounts opened with the micro payment service provider (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 40, Sehr discloses wherein the micro payment vendor application program interface comprises routines for the plurality of vendors to offer electronic tokens as a payment method to the user without having to install client software provided by the micro payment service provider (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 41, Sehr discloses further comprising a routine for transmitting information from the plurality of vendor web servers to the micro payment service provider server when the user is purchasing a tangible good, content, or service at the plurality of vendor web sites, the information comprising information about each and every vendor from which the user is purchasing the tangible good, content, or service and information about the tangible good, content, or service (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 42, Sehr discloses wherein the information about each and every vendor comprises one or more of: vendor login information; web form post parameter; response from the micro payment service provider server authorizing the purchase of the user; and other optional information for internal tracking purposes (see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

As per claim 43, Sehr discloses wherein the information about the content comprises one or more of:
title of the content; price of the content; short description of the content; content URL address; number of times to view the content; number of hours to view the content; number of days to view the content; expiration time of the content; and incentive IDs associated with the content

(see column 11 lines 55-67 and column 12 lines 1-53 and column 13 lines 7-56 and column 14 lines 32-39 and column 15 lines 65-67 and column 16 lines 1-22 and column 22 lines 1-19).

Conclusion

RESPONSE TO ARGUMENTS

4. Applicant's arguments filed 2/26/09 has been fully considered but they are moot in view of new grounds of rejections.
5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Clement B. Graham whose telephone number is 571-272-6795. The examiner can normally be reached on 7am to 5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Alexander Kalinowski can be reached on (571) 272-6771. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Alexander Kalinowski/
Supervisory Patent Examiner, Art
Unit 3691

CG
Feb 20, 2010